

SEYFARTH SHAW LLP  
Lawrence E. Butler (SBN 111043)  
Email: [lbutler@seyfarth.com](mailto:lbutler@seyfarth.com)  
560 Mission Street, Suite 3100  
San Francisco, California 94105  
Telephone: (415) 397-2823  
Facsimile: (415) 397-8549

Attorneys for Plaintiffs  
CHIPMOS TECHNOLOGIES INC., CHIPMOS TECHNOLOGIES  
(BERMUDA) LTD. and CHIPMOS U.S.A., INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

CHIPMOS TECHNOLOGIES INC.,  
CHIPMOS TECHNOLOGIES (BERMUDA)  
LTD. and CHIPMOS U.S.A., INC.

Case No.: 4:08-03827 (CW)

## Plaintiffs.

**JOINT STIPULATION AND ORDER  
CHANGING THE DATE OF UPCOMING  
CASE MANAGEMENT CONFERENCE  
AND RELATED DATES**

## TESSERA, INC.,

Defendant.

## TESSERA INC

### Counterclaimant

vs.

CHIPMOS TECHNOLOGIES INC.,  
CHIPMOS TECHNOLOGIES (BERMUDA)  
LTD. and CHIPMOS U.S.A. INC.

## Counterclaim Defendants

1       1. WHEREAS, this Court stayed the case known as *Tessera, Inc. v. Advanced Micro*  
 2 *Devices, Inc. et al*, Case No. C 05-04063 (CW) (the “AMD case”) by its order of May 24, 2007  
 3 with respect to International Trade Commission Investigation 337-TA-605 “until the  
 4 determination of the ITC, including appeals becomes final,” and WHEREAS, on August 5, 2008  
 5 the Court ordered that the stay of the AMD case “shall be extended until a determination in the  
 6 International Trade Commission Investigation 337-TA-649, including appeals, becomes final;”  
 7 and

8       2. WHEREAS, this Court issued a Related Case Order on September 11, 2008 in the  
 9 AMD case finding that the three cases known as, *Siliconware Precision Industries Co., Ltd., et*  
 10 *al. v. Tessera*, Case No. C 08-03667 RS; *Advanced Semiconductor Engineering Inc., et al. v.*  
 11 *Tessera*, Case No. C 08-03726 EMC; and *Chipmos Technologies Inc. et al. v. Tessera, Inc.*, Case  
 12 No. C 08-03827 CW, were related to the AMD case (these three cases are collectively the  
 13 “Related Cases”); and

14       3. WHEREAS the parties in the AMD and Related Cases, by their undersigned  
 15 counsel, report to the Court that the current status of the pending International Trade  
 16 Commission Investigation 337-TA-605 is that the Final Determination is under appeal to the  
 17 Federal Circuit in Case Number 09-1460. The appeal is now fully briefed and was argued on  
 18 June 9, 2010, but no decision has been issued as of yet, and;

19       4. WHEREAS the parties in the Related Cases, by their undersigned counsel, report  
 20 to the Court that the current status of the pending International Trade Commission Investigation  
 21 337-TA-649 is that on August 7, 2009, the Commission issued a Notice of Determination Not To  
 22 Review An Initial Determination Granting Complainant’s Motion to Terminate The  
 23 Investigation; Termination of Investigation thereby making the termination of the investigation  
 24 final; and

25       5. WHEREAS, since a final resolution of ITC’s 337-TA-605 investigation,  
 26 including appeals, is still pending, the parties in the Related Cases believe that it would be most  
 27 efficient to further postpone the case management conference and related activity in the AMD  
 28 case and the Related Cases until approximately June 7, 2011; and

1       6. WHEREAS, the parties in the Related Cases agree that there would be no  
2 prejudice to the parties in moving the case management conference, as that those cases are  
3 currently are stayed;

4       THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the  
5 parties in the AMD case and in the Related Cases, through their undersigned respective attorneys  
6 of record, based on the foregoing, and subject to the approval of this Court, that:

7       The case management conference currently scheduled for December 14, 2010 at  
8 2:00 p.m. in the AMD case and the Related Cases shall be rescheduled for June 7, 2011 at 2:00  
9 p.m., or as soon thereafter as the Court is available;

10  
11       PURSUANT TO STIPULATION, IT IS SO ORDERED.

12  
13       Dated this 8th day of December, 2010.

  
Honorable Claudia Wilken  
United States District Judge

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1 Submitted by:

2 Dated: December 7, 2010

/s/

3 Gina A. Bibby  
4 FOLEY & LARDNER, LLP  
5 Attorney for Plaintiffs ADVANCED  
6 SEMICONDUCTOR ENGINEERING, INC., ASE  
7 TEST LIMITED, and ASE (U.S.) INC.

8 Dated: December 7, 2010

/s/

9 Michael Heafey  
10 ORRICK, HERRINGTON & SUTCLIFFE  
11 Attorney for Plaintiffs SILICONWARE PRECISION  
12 INDUSTRIES CO., LTD. and SILICONWARE  
13 U.S.A.

14 Dated: December 7, 2010

/s/

15 Lawrence E. Butler  
16 SEYFARTH SHAW LLP  
17 Attorney for Plaintiffs CHIPMOS TECHNOLOGIES  
18 INC., CHIPMOS TECHNOLOGIES (BERMUDA)  
19 LTD. and CHIPMOS U.S.A., INC.

20 Dated: December 7, 2010

/s/

21 Michael B. Smith  
22 GIBSON, DUNN & CRUTCHER LLP  
23 Attorney for Defendant TESSERA, INC.

24 Concurrence in the filing of this document has been obtained from the signatories listed  
25 above.

26 Dated: December 7, 2010

27 SEYFARTH SHAW LLP

/s/

28 Lawrence E. Butler  
29 Attorney for Plaintiffs CHIPMOS TECHNOLOGIES  
30 INC., CHIPMOS TECHNOLOGIES (BERMUDA)  
31 LTD. and CHIPMOS U.S.A., INC.